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PATENT  
Atty Docket: P69868US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 2581

Jerome BESSE et al.

Serial No.: 10/500,213

Group Art Unit: 1614

Filed: February 4, 2005

Examiner: Unknown

For: MICRONIZED PHARMACEUTICAL OR NUTRACEUTICAL  
POWDER WITH IMMEDIATE RELEASE

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR 1.97**

**MAIL STOP AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

As a continuing means of complying with the duty of disclosure under 37 CFR §1.56, and in accordance with 37 CFR §§1.97 and 1.98, Applicant through his undersigned attorney, submits this Information Disclosure Statement for the Examiner's consideration. The patents, publications or other information submitted herewith are listed on the attached Form PTO-1449. In accordance with 37 CFR §1.98(a)(2) only a copy of each foreign patent document and non-patent literature document listed on the attached Form PTO-1449 is submitted herewith.

In accordance with 37 CFR §1.97(b) this Information Disclosure Statement is being submitted before the mailing of the first Office Action on the merits and therefore, no fee is due.

The patents and publications listed on Form PTO-1449 were cited in a International Search Report in counterpart International patent application No. PCT/FR02/04575. A copy of the International Search Report is enclosed.

Serial No.: 10/500,213  
Atty Dkt. : P69868US0

Of the non-English documents listed on Form PTO-1449, document AA, U.S. Patent No. 4,950,654, corresponds to Document AH, European Patent No. EP 0 358 951 and document AF, U.S. Patent No. 6,660,382, corresponds to Document AK, International Application No. WO 01/03672.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and to similarly indicate in the official file wrapper of this patent application that the attached documents have been considered. If the Examiner has any questions or wishes to discuss this application, the Examiner is invited to telephone the undersigned representative at the number set forth below.

Respectfully submitted,

JACOBSON HOLMAN PLLC

Date: 9/15/05

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Form PTO-1449

## INFORMATION DISCLOSURE STATEMENT

Attorney Docket:	P69868US0
Application No.:	10/500,213
Filing Date:	February 4, 2005
Inventor:	Jerome BESSE et al.
Art Unit:	1614
Examiner:	Unknown

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document Number	Publication Date	Name of Patentee or Applicant	Relevant Pages, Cols, Lines, Figs.
	AA	US- 4950654	08/21/1990	Horn et al.	
	AB	US- 5068467	11/26/1991	Kunimi et al.	
	AC	US- 5073374	12/17/1991	McCarty	
	AD	US- 5157030	10/20/1992	Galat	
	AE	US- 5320848	06/14/1994	Geyer et al.	
	AF	US- 6660382 B2	12/09/2003	Nouri et al.	

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Country Code + Number	Publication Date	Name of Patentee or Applicant	Relevant Pages, Cols, Lines, Figs.	Translation
	AG	EP 0266113 A1	05/04/1988	Blank et al.		N/A
	AH	EP 0358951 A1	03/21/1990	Horn et al.		No
	AI	WO 9924019 A1	05/20/1999	Richeal et al.		N/A
	AJ	WO 9951239 A1	10/14/1999	Makool-Morehead et al.		N/A
	AK	WO 0103672 A1	01/18/2001	Nouri et al.		No

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of author in CAPS; title of article; title of book, magazine, journal etc.; date; page(s); volume/issue number(s); publisher; city and/country where published.

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.